Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006

Message Text

PAGE 01 STATE 183075

61
ORIGIN ACDA-10

INFO OCT-01 ISO-00 IO-10 ERDA-05 AF-06 ARA-06 CIAE-00

DODE-00 EA-06 EUR-12 PM-03 H-02 INR-07 L-03 NASA-01

NEA-10 NSAE-00 NSC-05 OIC-02 SP-02 PA-01 PRS-01

OES-03 SS-15 USIA-06 SAJ-01 /118 R

DRAFTED BY ACDA/NWT:RMIKULAK
APPROVED BY ACDA/NWT:TDAVIES
NSC:DELLIOTT (SUBS)
C:JKELLY - JCS:VJOHNSON
S/P:WGATHRIGHT
PM/DCA:JSALMON
EUR/SOV:JGLASSMAN
ACDA/IR:DBLACK
ACDA/GC:MMAZEAU - OSD/ISA:GHARLOW
L/UNA:MMATHESON S/S:LCJOHNSTONE
---------- 056764
P 021923Z AUG 75
FM SECSTATE WASHDC
TO AMEMBASSY MOSCOW PRIORITY
INFO USMISSION GENEVA PRIORITY
USMISSION NATO PRIORITY

C O N F I D E N T I A L STATE 183075

E.O. 11652: XGDS IMPOSSIBLE TO DETERMINE

TAGS: PARM, UN, CCD, UR, US

SUBJECT: ENMOD - ILLUSTRATIVE DRAFT TREATY

DISTO

REFS: (A) MOSCOW 10676; (B) STATE 166634; (C) GENEVA 4740

1. THIS MESSAGE TRANSMITS TEXT OF US RESPONSE TO SOVIET
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PAGE 02 STATE 183075

PAPER CONTAINED REF (A). PLEASE PROVIDE TEXT ASAP TO
FOREIGN MINISTRY (PREFERABLY TO KASHIRIN OF INTERNATIONAL
ORGANIZATIONS DIVISION). YOU SHOULD ALSO REQUEST THAT MFA
INFORM HEAD OF SOVIET BILATERAL ENMOD DEL, FEDOROV, OF US

Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006

Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006

PRESENTATION.

2. BEGIN TEXT: THE SOVIET RESPONSE TO THE CHANGES PROPOSED BY THE US SIDE HAS BEEN CAREFULLY REVIEWED. THE US HAS CONCLUDED THAT THERE IS AGREEMENT BETWEEN THE TWO SIDES ON ALL SUBSTANTIVE POINTS, AND ON THE LANGUAGE OF ALL ARTICLES EXCEPT ARTICLE II. A FEW MINOR CHANGES IN THE LANGUAGE OF ARTICLE II ARE NEEDED TO REMOVE POSSIBLE AMBIGUITIES.

THE US SIDE ACCEPTS THE SOVIET SUGGESTION THAT THE TERM "MILITARY" BE RETAINED IN ARTICLE I AND THE TITLE, AND THAT THE WORD "ANY" BE PLACED BEFORE THE PHRASE "OTHER HOSTILE USE".
THUS THE TITLE WOULD BE: CONVENTION ON THE PROHIBITION OF MILITARY OR ANY OTHER HOSTILE USE OF ENVIRONMENTAL MODIFICATION TECHNIQUES.

THE TEXT OF ARTICLE I WOULD READ AS FOLLOWS:

----- ARTICLE I

1. EACH STATE PARTY TO THIS CONVENTION UNDERTAKES NOT TO ENGAGE IN MILITARY OR ANY OTHER HOSTILE USE OF ENVIRONMENTAL MODIFICATION TECHNIQUES HAVING WIDESPREAD, LONG-LASTING OR SEVERE EFFECTS AS THE MEANS OF DESTRUCTION, DAMAGE OR INJURY TO ANOTHER STATE PARTY.

2. EACH STATE PARTY TO THIS CONVENTION UNDERTAKES NOT TO ASSIST, ENCOURAGE OR INDUCE ANY STATE, GROUP OF STATES OR INTERNATIONAL ORGANIZATION TO ENGAGE IN ACTIVITIES CONTRARY TO THE PROVISIONSOF PARAGRAPH 1 OF THIS ARTICLE.

IN ARTICLE II, THE US SIDE ACCEPTS THE SOVIET SUGGESTION THAT THE TERM "HYDROSPHERE" BE SUBSTITUTED FOR "WATERS". HOWEVER, USE OF "LITHOSPHERE" INSTEAD OF "EARTH" (WITH A CAPITAL "E") WOULD LEAVE IT UNCERTAIN AS TO WHETHER THE DEPTHS OF THE EARTH (ZEMNIE NEDRA) OR BODIES OF ICE SUCH
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AS THE POLAR ICE CAPS WOULD BE INCLUDED. THE TERM "LITHOSPHERE" IS EQUIVALENT TO "SOLID ROCKY CRUST OF THE EARTH", AND DOES NOT COVER THE CENTER OF THE EARTH, NOR DOES "HYDROSPHERE" INCLUDE BODIES OF ICE. THE US IS WILLING TO INCLUDE "LITHOSPHERE" AMONG THE EXAMPLES CITED.

IN THE REVISED ARTICLE II PREVIOUSLY SUGGESTED BY THE US SIDE, THE TERM "EARTH" REFERRED TO THE ENTIRE PLANET. THE SAME MEANING IS CONVEYED BY THE RUSSIAN WORD "ZEMLYA" (WITH A CAPITAL "Z"). "ZEMLYA" (WITH A CAPITAL "Z") HAS ALREADY BEEN USED TO REFER TO THE PLANET EARTH IN THE OFFICIAL RUSSIAN TEXT OF THE OUTER SPACE TREATY. THUS, THE US SIDE BELIEVES THAT THE TERM "EARTH" (WITH A CAPITAL

Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006

Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006

"E") SHOULD BE RETAINED. THE TERM "BIOTA" OF COURSE
APPLIES TO THE ENTIRE PLANET.

THE TEXT OF ARTICLE II WOULD READ AS FOLLOWS:

----- ARTICLE II

AS USED IN ARTICLE I, THE TERM "ENVIRONMENTAL MODIFICA-
I N TECHNIQUES" REFERS TO ANY TECHNIQUE FOR CHANGING--
THROUGH -THE DELIBERATE MANIPULATION OF NATURAL PROCESSES--
THE DYNAMICS, COMPOSITION OR STRUCTURE OF THE EARTH,INCLUD-
ING ITS BIOTA, LITHOSPHERE, HYDROSPHERE, AND ATMOSPHERE,

OR OF OUTER SPACE, SO AS TO CAUSE SUCH EFFECTS AS EARTH-
QUAKES AND TSUNAMIS, AN UPSET IN THE ECOLOGICAL BALANCE
OF A REGION, OR CHANGES IN WEATHER PATTERNS (CLOUDS,
PRECIPITATION, CYCLONES OF VARIOUS TYPES AND TORNADIC
STORMS), IN THE STATE OF THE OZONE LAYER OR IONOSPHERE, IN
CLIMATE PATTERNS, OR IN OCEAN CURRENTS.

THE US BELIEVES THAT IF THESE SUGGESTIONS ARE ACCEPTED
BY THE SOVIET GOVERNMENT, THE TWO SIDES WILL THEN BE IN A
POSITION TO DISCUSS WHAT USE TO MAKE OF THE FULLY AGREED
TEXT. END TEXT.

3. IN CONVEYING US POSITION TO MFA YOU SHOULD INDICATE
THAT WE WOULD HOPE TO RECEIVE A SOVIET REPLY IN THE VERY
NEAR FUTURE. INGERSOLL
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<< END OF DOCUMENT >>

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Margaret P. Grafeld
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